

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**Philip J. Charvat,**

**Plaintiff,**

**V.**

**Discover Financial Services, Inc., et al.,**

## Defendants.

**CASE NO. 2:09-CV-00490**

**JUDGE EDMUND A. SARGUS**

## STIPULATED DISMISSAL OF CLAIMS WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A), Plaintiff Philip J. Charvat and Defendants DFS Services LLC f/k/a Discover Financial Services LLC, Discover Bank, AmeriCall Group, Inc., and Consolidated Communications Market Response, Inc. f/k/a Consolidated Market Response, Inc., n/k/a Consolidated Communications Enterprise Services, Inc., stipulate and agree to the dismissal with prejudice of all claims asserted in this case against any party. Each party shall bear his/its own costs and attorney's fees.

Respectfully submitted,

/s/ Philip J. Charvat by Emily E. Root per  
authority

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of June 2011, a copy of the foregoing was electronically filed. Notice of this filing will be sent to all counsel by operation of the Court's electronic filing system. Parties may access this filing through the Court's electronic docket system.

I further certify that on this 1<sup>st</sup> day of June 2011, a copy of the foregoing was sent via U.S. Mail, postage pre-paid, to the following:

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*Plaintiff*

/s/ Emily E. Root

One of the Attorneys for Defendants Discover  
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